



Attorney's Docket No.: 14170-014001 / 25-31-0017

AF / 3739 #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hugh Sharkey and Gary S.
Fanton

Art Unit : 3739
Examiner : David M. Shay

Serial No. : 08/714,987

Filed : September 17, 1996

Title : METHOD AND APPARATUS FOR CONTROLLED CONTRACTION OF SOFT
TISSUE

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated September 17, 2003, finally rejecting claims 48, 50, 53-55, and 74-94.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 month(s) to and including March 17, 2004 is enclosed.

A check in the amount of \$330 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

March 15, 2004

Phyllis K. Kristal

Phyllis K. Kristal
Reg. No. 38,524

Fish & Richardson P.C.
1425 K Street, N.W.
11th Floor
Washington, DC 20005-3500
Telephone: (202) 783-5070
Facsimile: (202) 783-2331

40209483.doc

RECEIVED

MAR 23 2004

TECHNOLOGY CENTER R3700

03/18/2004 SFELEKE1 00000093 08714987

01 FC:1401

330.00 OP